

Koch, Kristine

From: Truedinger, Robert <Robert_Truedinger@kindermorgan.com>
Sent: Monday, February 22, 2016 10:55 AM
To: 'ROMERO Mike (ROMERO.Mike@deq.state.or.us)'
Cc: 'Keith.Sheets@CH2M.com'; Koch, Kristine
Subject: FW: DEQ Comments on Portland Harbor Draft FS
Attachments: removed.txt; FS_Agency_Comments_Final 10-9-15.pdf; 2016_02-22_DEQ PTW Letter.pdf

Hi Mike –

Attached please find our comments to DEQ's October 9, 2015 comments to the Portland Harbor FS. After reviewing DEQ's comments, we thought it important to provide input and clarification regarding the nature of impacts along the bank and beach at the Kinder Morgan Linnton Terminal. DEQ comments to Section 3 of the FS suggest bank sediments at the terminal be categorized as having Principle Threat Waste (PTW), however, based on the EPA definitions of PTW, and based on the findings of multiple characterization events, we believe it is incorrect to identify the sediments as PTW.

We appreciate the opportunity to provide this input and clarification regarding the nature of impacts along the bank and beach at Linnton Terminal.

Sincerely,

Robert Truedinger
Remediation



5880 N.W. St. Helens Road
Portland, OR 97210
C: (415) 828-4961
F: (303) 984-3759
robert_truedinger@kindermorgan.com

The information contained in this email may be confidential and/or legally privileged. It has been sent for the sole use of the intended recipient(s). If the reader of this message is not an intended recipient, you are hereby notified that any unauthorized review, use, disclosure, dissemination, distribution, or copying of this communication, or any of its contents, is strictly prohibited. If you have received this communication in error, please reply to the sender and destroy all copies of the message. Thank you.

From: Jen Woronets [<mailto:jworonets@anchorqea.com>]
Sent: Monday, November 02, 2015 4:26 PM
To: (beverly.pearman@portofportland.com); (peggy.miner@portlandoregon.gov); Ankur Tohan (Ankur.Tohan@klgates.com); Annie Von Burg (Annie.VonBurg@portlandoregon.gov); Betz, Jan; Bill Joyce (wjoyce@jzplaw.com); Bob Wyatt; Brandi C. Sablatura (Brandi.C.Sablatura@p66.com); Brigitte Howe (brigitte@geomega.com); C Reive; Dave Livesay; David Livermore (dlivermore@integral-corp.com); Debbie Deetz Silva (Debbie.Silva@EvrazNA.com); Decker, Megan; Drew Gilpin (drew.gilpin@evrazincna.com); Erin Carroll Hughes; Fred G. Wolf (Frederick.wolf@total.com); G Koschal; Gardner, Sara; Gerald (Jerry) George (geraldgeorge@dwt.com); Ilene Gaekwad (igaekwad@davisrothwell.com); J Snyder; James Peale; Jay Griffith; Jen Woronets; Jessica Hamilton (Jessica.Hamilton@portofportland.com); Jim Anderson (janderson@gsiws.com); Jim Benedict (jbenedict@cablehouston.com); Jim Kincaid (jkincaid@cablehouston.com); Jim McKenna (jim.mckenna@verdantllc.com); John Ashworth (jashworth@kelrun.com); Julia Weisenbach (Julia.Weisenbach@portofportland.com); junderwood@qmg-inc.com; Karen Moynahan (karen.moynahan@portlandoregon.gov); Karen Traeger; Kelly Madalinski (kelly.madalinski@portofportland.com); Kerry Gallagher (kgallagher@maulfoster.com); Kim Cox (kim.cox@portlandoregon.gov); Kim Stafford; Klinger, Nanci; Linda Baker (lbaker@integral-corp.com); Loren Dunn (ldunn@riddellwilliams.com); M Chandler; M Miller; Madi Novak; Marjorie Brown (Marjorie.Brown@portlandoregon.gov); Mark Lewis (mlewis@formationenv.com); Mark Ochsner (Mark.Ochsner@CH2M.com); Mark Schneider; Matt Stock (mstock@jzplaw.com); Myron Burr (myron.burr@siltronic.com); Nathan Blomgren (nathan.blomgren@chevron.com); 'Nicholas W. van Aelstyn'; Patty Dost; Polly Hampton (PHampton@perkinscoie.com); Rich Solomon

(Rich.Solomon@p66.com); Truedinger, Robert; Ross Bennett (ross_bennett@golder.com); S David; Sanders, Dawn; Sarah Riddle; Sean Gormley; Smith, Robyn; Stuart Dearden; Teresa G. Jacobs (TJacobs@perkinscoie.com); Terri Kehrli (tkehrli@cablehuston.com); Terry Walters; Tod Gold (tgold@jzplaw.com); Todd Slater (todd.slater@total.com); William Earle (wearle@davisrothwell.com); Zachary Norris (ZNorris@bdlaw.com); (beverly.pearman@portofportland.com); (dweber@Riddellwilliams.com); Ankur Tohan (Ankur.Tohan@klgates.com); Betz, Jan; Bill Joyce (wjoyce@jzplaw.com); Brandi C. Sablatura (Brandi.C.Sablatura@p66.com); C Reive; David A. Rabbino (david.rabbino@tonkon.com); Debbie Deetz Silva (Debbie.Silva@EvrazNA.com); Decker, Megan; Gerald (Jerry) George (geraldgeorge@dwt.com); Ilene Gaekwad (igaekwad@davisrothwell.com); Jay Griffith; Jen Woronets; Jessica Hamilton (Jessica.Hamilton@portofportland.com); Jim Benedict (jbenedict@cablehuston.com); Jim Kincaid (jkincaid@cablehuston.com); Joan Snyder; John Ashworth (jashworth@kelrun.com); Julia Weisenbach (Julia.Weisenbach@portofportland.com); Karen Moynahan (karen.moynahan@portlandoregon.gov); Karen Traeger (karen.traeger@total.com); Klinger, Nanci; Loren Dunn (ldunn@riddellwilliams.com); Madalinski, Kelly; Mark Schneider; Matt Stock (mstock@jzplaw.com); max@tonkon.com; 'Nicholas W. van Aelstyn'; Patty Dost; Polly Hampton (PHampton@perkinscoie.com); Rachel Melissa (RMelissa@pearllegalgroup.com); Sarah Riddle; Smith, Robyn; Teresa G. Jacobs (TJacobs@perkinscoie.com); Terri Kehrli (tkehrli@cablehuston.com); Tod Gold (tgold@jzplaw.com); William Earle (wearle@davisrothwell.com); Zachary Norris (ZNorris@bdlaw.com)

Cc: Jen Woronets; Jim McKenna (jim.mckenna@verdantllc.com); Carl Stivers; Amanda Shellenberger; 'Barbara Smith'

Subject: FW: DEQ Comments on Portland Harbor Draft FS

Exec, Legal Committee,

Please see attached.

Thank you,
Jen Woronets ©
Anchor QEA, LLC
jworonets@anchoragea.com
421 SW Sixth Avenue, Suite 750
Portland, OR 97204
503-972-5014

Please consider the environment before printing this email.

This communication is made under the framework of the LWG Participation Agreement and in the parties' common interests in meeting LWG member obligations under the Administrative Order on Consent and in anticipation of litigation concerning liability for the Portland Harbor Superfund site. This communication is intended and believed by the parties to be part of an ongoing and joint effort to develop and maintain a common legal strategy and contains strategies, work product and legal advice within the "common interest" extension of the attorney-client privilege and the work product doctrine. This communication may include attorney-client communications. With respect to communications by private LWG members to public members, those communications are with the expectation that they will be kept confidential by the public entities. The information is intended to be for the use of the individual or entity named above. If you are not the intended recipient, please be aware that any disclosure, copying, distribution or use of the contents of this information is prohibited. If you have received this electronic transmission in error, please notify us by electronic mail at jworonets@anchoragea.com

From: James McKenna (<mailto:jim.mckenna@verdantllc.com>)

Sent: Monday, November 02, 2015 4:15 PM

To: Jen Woronets <jworonets@anchoragea.com>

Cc: Bob Wyatt <rjw@nwnatural.com>; Patty Dost <pdost@pearllegalgroup.com>; Carl Stivers <cstivers@anchoragea.com>

Subject: Fwd: DEQ Comments on Portland Harbor Draft FS

Jen, please forward to Exec and Legal. Thanks, Jim.

Sent from my iPhone

Begin forwarded message:

From: PARRETT Kevin <Parrett.Kevin@deq.state.or.us>

Date: November 2, 2015 at 4:09:56 PM PST

To: James McKenna <jim.mckenna@verdantllc.com>

Subject: DEQ Comments on Portland Harbor Draft FS

Hi Jim. Here are DEQ's comments on EPA's draft FS as requested in your voicemail message. These are not confidential so you may share with others. I need to leave early today but will follow up with you tomorrow or later in the week.

Kevin Parrett, Manager
NW Region Cleanup Program
Oregon Department of Environmental Quality
700 NE Multnomah Street, Suite 600,
Portland, OR 97232
Office: 503-229-5567
Mobile: 503-997-4313